



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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JAMES KILKENNY AND CHARLES PRIOLO :
AS TRUSTEES OF THE CONSTRUCTION :
COUNCIL LOCAL 175 PENSION FUND, et al, :

Plaintiffs, :

- against - :

RE-EARTH OF STROUDSBURG, INC., :

Defendant, :

- and - :

RE-EARTH OF STROUDSBURG, INC., :

Third-Party Plaintiff, :

- against - :

DRAGONETTI BROTHERS LANDSCAPING :
NURSERY & FLORIST INC. AND :
INTERNATIONAL FIDELITY :
INSURANCE COMPANY, :

Third-Party Defendants. :

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ROBERT W. LEHRBURGER, United States Magistrate Judge.

As discussed during the telephone conference held on January 9, 2024, by January 23, 2024, the parties shall file a joint status report with respect to whether the settlement conference currently scheduled for February 12, 2024, should proceed on that date, taking into account relevant concerns such as exchange of necessary information, and appearance of the third-party defendant surety company.

SO ORDERED.

A handwritten signature in black ink, appearing to read 'R. Lehrburger', with a long horizontal stroke extending to the right.

ROBERT W. LEHRBURGER
UNITED STATES MAGISTRATE JUDGE

Dated: January 9, 2024
New York, New York

Copies transmitted this date to all counsel of record.